

1           **LAW OFFICE OF RESHMA KAMATH**

2           Reshma Kamath, Cal. Bar No. 333800  
3           700 El Camino Real, Suite 120, #1084,  
4           Menlo Park, California 94025, United States

5           Phone-number: 650 257 0719  
6           E-mail address: reshmakamath2021@gmail.com

7           **COUNSEL FOR DEFENDANTS**

8           **RUIFENG BIZTECH INC.; GANGYOU WANG;**  
9           **ALAN LI; AND, RF BIOTECH LLC.**

10           **UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

11           **QUINTARA BIOSCIENCES, INC.,**  
12           a California corporation,

13           Plaintiffs,

14           v.

15           **RUIFENG BIZTECH INC.,** a  
16           California corporation, **GANGYOU**  
17           **WANG**, an individual, **ALEX**  
18           **WONG**, an individual, **ALAN LI**,  
19           an individual, **RUI SHAO**, an  
20           individual, and **RF BIOTECH LLC**,  
21           a California limited liability  
22           company,

23           Defendants.

24           **Case No.: 3:20-cv-04808-WHA**

25           *[Assigned to presiding Judge Honorable  
William Alsup]*

26           **PREVAILING PARTIES' REQUEST TO  
FILE OVER-LENGTH MOTION BRIEF  
FOR THE "PREVAILING PARTIES'  
NOTICE OF MOTION AND MOTION/  
REQUEST FOR REASONABLE  
ATTORNEYS' FEES PURSUANT TO  
DEFEND TRADE SECRETS ACT [DTSA]  
PURSUANT TO 18 U.S.C. § 1836 ET  
SEQ.; REQUESTS FOR COSTS  
INCURRED UNDER FED. RUL. CIV.  
PROC. RULE 54 DURING THE COURSE  
OF DEFEND TRADE SECRETS ACT  
LITIGATION"**

27           **HEARING:**

28           **DATE: AUGUST 24, 2023**

REQUEST FOR LEAVE TO FILE A LONGER MOTION FOR ATTORNEYS' FEES

TIME: 08:00 A.M. PDT

DEP'T: COURTROOM 12, 19<sup>TH</sup> FLOOR

TO THE HONORABLE COURT, ALL PARTIES, AND ATTORNEYS OF  
RECORD, HEREIN:

1 Defendants **RUIFENG BIZTECH INC.; GANGYOU WANG; ALAN LI;**  
2 and, **RF BIOTECH LLC**, (*hereinafter*, “Defendants”), undersigned counsel,  
3 **RESHMA KAMATH** request the leave of court to file a longer brief exceeding twenty-  
4 five (25) pages. The present brief is thirty-five pages (35) exceeding by eleven (11)  
5 pages. The request is filed at the fourteen-days, i.e., July 27, 2023 from judgment. The  
6 nature of the Defend Trade Secrets Act (DTSA) litigation, as well as the three-year-long  
7 litigation and trial, the briefing has several case law and factual incidents in the trade-  
8 secret misappropriation statute to proclaim.  
9

10 According to Northern District’s Civil L.R. 3-4, a party filing a motion (including,  
11 a motion for attorney fees) can submit a memorandum of up to 25 pages in federal court.  
12 This limit does not include the table of contents, table of authorities, exhibits,  
13 attachments, declarations, and/or the proof of service. Under section,  
14

15 “(b) Length. Unless the Court expressly orders otherwise pursuant  
16 to a party’s request made prior to the due date, briefs or memoranda filed with  
17 opposition papers may not exceed 25 pages of text and the reply brief or  
18 memorandum may not exceed 15 pages of text.”

19 The prevailing parties via undersigned counsel have **complied** with all other  
20 requirements of the Court under Rules 7-1 and 7-2. However, for the purposes of DTSA  
21 litigation, in order to distinguish objective and subjective bad-faith and improper DTSA  
22 litigation that the losing party, Quintara, and its attorneys have brought before this  
23 Honorable Court, requires a longer briefing. The briefing was filed concurrently for the  
24 Honorable Court to consider only for the purposes of this request and leave to file a  
25 longer brief.

1           The exceeding material of ten-pages is within the scope of this lawsuit, within the  
2 scope of trial, as well as within the scope of new DTSA litigation in federal courts for  
3 the attorneys' fees. The prevailing parties can offer eleven-pages to the opposing party.  
4

5           The slightly over-length brief must be allowed for the Honorable Court to  
6 properly consider any and all arguments in the prevailing parties' motion. Other courts  
7 have granted such a request when there is no prejudice to the other party. Here,  
8 prevailing party is offering and extending the courtesy to the plaintiff in filing a longer  
9 brief should this Court allow such an offer.

10           In order to demonstrate **circumstantial evidence** under the DTSA statutory  
11 language, prevailing parties must show the objective and subjective bad-faith of  
12 Quintara and Quintara's attorneys. This kind of overwhelming circumstantial evidence  
13 is voluminous in the matter; and, spans from the years 2010 through the year 2019; on-  
14 going from June 2020 to after the litigation was filed in July 2020 until the undersigned  
15 date. Further, there were issues about "immigration shams" and "fraud" that were  
16 alleged a plethora of times throughout this litigation with unsubstantiated agreements  
17 that plaintiff produced. Finally, there were delays and harassment where this lawsuit was  
18 a tactic for state-court litigation; and, only to defame the prevailing parties. This kind of  
19 conduct, and lack thereof, is elaborated in detail with case law and factual incidents in  
20 the exceeding brief of eleven pages.

21           Thus, **good cause appearing**, the prevailing parties' request to file the eleven-  
22 page exceeding brief.

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2                   **LAW OFFICE OF RESHMA KAMATH**  
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4                   **DATED: July 27, 2023**  
5

*/S/ Reshma Kamath*

6                   Reshma Kamath,  
7                   Counsel for Defendants RUIFENG BIZTECH  
8                   INC.; GANGYOU WANG; ALAN LI; and, RF  
9                   BIOTECH LLC  
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## **CERTIFICATE OF SERVICE**

F.R.C.P. 5 / C.C.P. § 1013(a)(3), C.C.P. § 1010.6(a)(6) / Cal. R. Ct. R. 2.260.

I am employed in, the County of San Mateo, California. I am over the age of 18, and not a party to this action. My business/mailing address is: 700 El Camino Real, Suite 120, #1084, Menlo Park, California 94025, United States; and, e-mail address is reshmakamath2021@gmail.com for electronic-service. On July 27, 2023, I sent the following documents via the below method of service. SEE ATTACHED SERVICE LIST.

111

**PREVAILING PARTIES' REQUEST TO FILE A LONGER MOTION BRIEF  
FOR THE "PREVAILING PARTIES' NOTICE OF MOTION AND  
MOTION/REQUEST FOR REASONABLE ATTORNEYS' FEES PURSUANT  
TO DEFEND TRADE SECRETS ACT [DTSA] PURSUANT TO 18 U.S.C. § 1836  
*ET SEQ.*; REQUESTS FOR COSTS INCURRED UNDER FED. *RUL. CIV.  
PROC. RULE 54* DURING THE COURSE OF DEFEND TRADE SECRETS  
ACT LITIGATION":**

III

## CERTIFICATE OF SERVICE.

111

**Via ELECTRONIC SERVICE:** In electronically transmitting courtesy copies of the document(s) listed above to the email address(es) of the person(s) set forth on the attached service list per the electronic service agreement between the parties' counsel. To my knowledge, the transmission was reported as complete and without error. [Notice of Electronic-Service pursuant to California Code of Civil Procedure § 1010.6.]

111

I declare under penalty of perjury of the laws of the State of California, and the laws of the United States of America that the foregoing is true and correct. Executed on July 27, 2023.

*Sincerely,*

/S/ Reshma Kamath

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Reshma Kamath

1           **SERVICE LIST**

2           Daniel Robert Peterson  
3           Email: petersond@lilaw.us

4           Richard D Lambert  
5           Email: lambertr@lilaw.us

6           Tamara Rider  
7           Email: ridert@lilaw.us

8           J. James Li  
9           LiLaw, Inc.  
10          1905 Hamilton Avenue Suite 200 San Jose, CA 95125  
11          650-521-5956 Fax: 650-521-5955 Email: lij@lilaw.us

12          ATTORNEY TO BE NOTICED  
13          ATTORNEYS FOR PLAINTIFF QUINTARA BIOSCIENCES, INC.

14          Ting Jiang, LiLaw, Inc./Quintara's Legal assistant  
15          E.: jiangt@lilaw.us